

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
DANVILLE DIVISION**

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED
Tom O'Neill
NOV 23 2005

In accordance with the Memorandum Opinion enter this day, defendant H3, Inc.'s motion for attorney fees pursuant to 15 U.S.C. § 1117(a) shall be and hereby is **DENIED**. Further, defendant H3, Inc. is awarded costs against Southprint, Inc. d/b/a Checkered Flag Sports, in the amount of \$4,400.00.

Entered this 23rd day of November, 2005.

Michael F. Urbanski
United States Magistrate Judge